WOMBLE CARLYLE

REC IVED
CENTRAL FAX CENTER
#7022 P.004
OCI 2 U 2004

Atty Dkt A213 1010.1

## IN THE U.S. PATENT AND TRADEMARK OFFICE

| Application No.: 10/627,680            | Confirmation No. 4613      |  |  |  |  |  |
|--|----------------------------|--|--|--|--|--|
| Application of: G. ATANASOV            | Group Art Unit: 2816       |  |  |  |  |  |
| Filing Date: July 28, 2003             | Examiner: Lepisto, Ryan A. |  |  |  |  |  |
| Title: Optical Monitoring of Thin-Film | Docket No. A213 1010.1     |  |  |  |  |  |
| Deposition                             | Customer No. 26158         |  |  |  |  |  |

## **AMENDMENT**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir or Madam:

In response to the September 23, 2004 office, please enter and consider the following amendment and remarks.

Changes to the claims begin on page 2 of this paper.

Remarks begin on page 9 of this paper.

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#7022 P.001

| Please type a plus sign (+) inside this box ->   Approved for use through 10/31/02. OMB 0551-0031  U.S. Peternt and Trademark Office; U.S. DEPARTMENT OF COMMERCE  Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. |   |   |   |             |   |  |  |  |
|--|---|---|---|-------------|---|--|--|--|
|  |   |   | Application Number  | 10/627,680  |   |  |  |  |
| TRANSMITTAL FORM   |   | Filing Date   | 7/28/2003   |             |   |  |  |  |
|  |   | First Named Inventor  | ATANASOV  |             |   |  |  |  |
|  |   |   | Group Art Unit  | 2816        |   |  |  |  |
| (to be used for all corro.   | spondence after initial   | l filing)   | Examiner Name   | Lepisto, Ry | yan A.  |  |  |  |
| Total Number Of Pages In Th  | is Submission   | 16  | Attorney Docket No.   | A213 1010.1 |   |  |  |  |
| ENCLOSURES (check all that apply)  |   |   |   |             |   |  |  |  |
|  | m d d declarations dequest ent Request ure Statement donty Document(s) g Parts/ | Ase (flow) | signment Papers r an Application) swing(s) ensing-related Papers tition tition tition to Convert to a svisional Application wer of Attorney, Revocation ange of Correspondence Ad minal Disclaimer quest for Refund , Number of CD(s) |             | After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identity below):  1. |  |  |  |
| Firm Customer No. 26158 Or Womble Carlyle Sandridge & Rice, LLC Individual Name P.O. Box 7037 Atlanta, Georgia 30357-0037 703-394-2216   |   |   |   |             |   |  |  |  |
| Signature  | Nanda K. Alapati  |   |   | 39,893      |   |  |  |  |
| Date   | October 20, 2004  |   |   |             |   |  |  |  |
| CERTIFICATE OF FACSIMILE TRANSMITTAL  I hereby certify that this correspondence is being sent by facsimile to the United States Patent and Trademark Office, at fax number 703-872-9305 (USPTO Customer Window) on October 20 / 2004  Nanda K, Alapati   |   |   |   |             |   |  |  |  |

Burdon Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer. U.S. Potent and Tradement Office, Washington, DC 20231. DC NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

|  |                      | Complete If Known      |              |            |                    |                                    |                                   |             |
|--|----------------------|------------------------|--------------|------------|--------------------|------------------------------------|-----------------------------------|-------------|
| FEE TRANSMITTAL  | Application Number   |                        |              |            |                    | 10/627,680                         |                                   |             |
| for FY 2005  | Filing Date          |                        |              |            | · 1                | 7/28/2003                          |                                   |             |
|  | First Named Inventor |                        |              | ATANASOV   |                    |                                    |                                   |             |
| Patent fees are subject to annual revision.  |                      | Exam                   |              |            |                    | Lepisto,                           | Ryan A.                           |             |
| X Applicant claims small entity status. See 37 CFR 1.27  |                      | Group                  | Artl         | Jnit       |                    | 2816                               |                                   |             |
| TOTAL AMOUNT OF PAYMENT (\$) 162.00  |                      | New                    | Attorr       | ney Dod    | ket No.            | A213 101                           | 10.1                              |             |
| METHOD OF PAYMENT (check ell that apply)   | Ī                    |                        |              | FEE        | CALCU              | ATION (co                          | ontinued)                         |             |
| Check Credit Money Other None  X Deposit Account   | 3. 4                 | ODITI                  | DNA          | FEES       |                    |                                    |                                   | · · · ·     |
| Decosit  |                      | Entity                 |              | il Entity  |                    |                                    |                                   |             |
| Account 09-0528  | Fee<br>Code          | (\$)                   | F##<br>Code  | Foo<br>(8) |                    | Fee Dosc                           | aription                          | Fee Paid    |
| Deposit   Womble Carlyle Sandridge & Rice  | 1051                 | 130                    | 2051         | 66         | Surcharge          | - late filing fe                   | o or ooth                         |             |
| Name The Commissioner is hereby authorized to: (check of that apply)   | 1062                 | 50                     | 2052         | 25         | Surcharge<br>sheet | – late provisio                    | onal filing fee or cover          | ·           |
| X Change fee(s) indicated below X Credit any overpayments  | 1063                 | 130                    | 1053         | 130        |                    | h specificatio                     | n                                 | $\vdash$    |
| Charge any additional fee(a) during the pendancy of this   | 1812                 | 2,520                  | 1812         | 2,520      | For filing a r     | equest for ex p                    | noite reexemination               |             |
| Charge fee(s) indicated below, except for the filing fee   | 1804                 | 920"                   | 1804         |            |                    | publication o                      | of SIR prior to                   |             |
| to the above-Identified deposit account.   | 1805                 | 1,840°                 | 1805         |            |                    | publication o                      | of SIR effect                     |             |
| FEE CALCULATION  | 1251                 | 110                    | 2251         | 55         | Examiner a         | acuen<br>Terreply withiu           | n first mordh                     | $\vdash$    |
| 1. BASIC FILING FEE  | 1252                 | 430                    | 2252         |            |                    |                                    | n second month                    |             |
| Large Entity Small Entity  | 1263                 | 980                    | 2253         | 460        | Extension          | for reply within                   | n third month                     |             |
| For For For For For For Pergription For Paid   | 1254                 | 1,530                  | 2254         | 765        | Extension          | for reply within                   | n fourth month                    |             |
| 1001 790 2001 395 Utility filing fee   | 1255                 | 2080                   | 2268         | 1040       | Extension i        | for reply within                   | n titti monti                     |             |
| 1002 350 2002 175 Design filing fee  | 1401                 | 340                    | 2401         | 170        | Notice of A        | ppest                              |                                   |             |
| 1003 550 2003 275 Plant filing fee   | 1402                 | 340                    | 2402         |            | Filing a brid      | of in support o                    | ot eu appeal                      |             |
| 1004 790 2004 395 Relative filling fee   | 1403                 | 300                    | 2403         |            | Request fo         | r orat hearing                     | •                                 |             |
| 1006 160 2005 80 Provisional rang fee  | 1451                 | 1,619                  | 1451         | .,         |                    |                                    | olic use proceeding               | $\vdash$    |
| SUBTOTAL (1) (5)   | 1452<br>1453         | 110<br>1,370           | 2452<br>2463 |            |                    | raviva – uninte<br>reviva - uninte |                                   | $\vdash$    |
| A THE PARTY OF A PARTY | 1601                 | 1,370                  | 2601         |            |                    | fee (or relasi                     | <b>.</b> .                        | <u> </u>    |
| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE  | 1502                 | 490                    | 2502         |            | Design lass        | · ·                                | ,                                 |             |
| Total Claims B2 -44 * a 18 x 9 = 162.00  | 1503                 | 680                    | 2503         |            | Plant lasue        |                                    |                                   | -           |
| Independent 4 -5 = 0 x   | 1480                 | 150                    | 1460         | 130        |                    | the Commiss                        | Noner                             | -           |
| Claims Mudicial Dependent  | 1807                 | 50                     | 1807         | 50         | Processing         | tee under 37                       | CFR 1.17(q)                       |             |
|  | 1806                 | 180                    | 1809         | 180        | Submiesici         | n of Informatio                    | on Disclosure Strnt               |             |
| Large Entity Small Entity Fee Fee Fee Pee Fee Peecupiton   | 8021                 | 40                     | 8021         | 40         | Recording          | each patent o                      | salgnment per                     |             |
| Code (\$)   Code (\$)   1202 18   2202 9   Claims in excess of 20  | 1809                 | 790                    | 2009         | 200        | Filing a sut       |                                    | of properties)<br>final rejection | <b></b>     |
| 1201 88 2201 44 Independent daims in excess of 3   | 1810                 | 790                    | 2810         |            |                    | dditional inva                     |                                   | H           |
| 1203 300 2203 150 Multiple dependent claim, if not paid 1204 88 2204 44 ** Rejease Independent claims  | 1801                 | 790                    | 2001         |            |                    | 37CFR 1.129<br>r Continued E       | (b))<br>Xeminetion (RCE)          |             |
| over original patent   | 1802                 | 900                    | 1802         |            | Request fo         | r expedited ex                     | • •                               |             |
| 1205 18 2205 9 ** Reissue claims in excess of 20 and over original petent  | l .                  | foe (spec              |              |            | or a d661021       | application                        |                                   | <del></del> |
| SUBTOTAL (2) (5) 162.00  |                      |                        |              | Filing Fee | Pald               | SUBTO                              | TAL (3) (4)                       |             |
| ** or number previously peld, if greater; For Ralsauea, see abovo  | <u> </u>             |                        |              |            |                    |                                    |                                   |             |
| SUBMITTED BY   |                      |                        |              |            |                    | Complete                           | (if epplicable)                   | ,           |
| Neme (Prin/Type) Nanda K. Alapati  | (Attorn              | retion No<br>ey/Agent) | 1            | 39,893     |                    | Telephone                          | 703-394-2216                      |             |
| Signature Think the relenant   | 3                    |                        |              |            |                    | Date                               | October 20, 20                    | 204         |

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DUPLICATE COPY FOR FEE PROCESSING

| FFF TDANOMITTAL   |                      | Complete If Known                                  |             |             |              |  |                                |  |  |
|---|----------------------|--|-------------|-------------|--------------|--|--------------------------------|--|--|
| FEE TRANSMITTAL   |                      | Applie   | cation      | Numb        | <b>0</b> r   | 10/627,680                                   |                                |  |  |
| for FY 2005   | Filling Date         |  |             |             |              | 7/28/2003                                    |                                |  |  |
| Patent fees are subject to annual revision.   | First Named Inventor |  |             |             | ntor         | ATANASOV                                     |                                |  |  |
| Patent room are analysis to announced   |                      | Exam   | iner N:     | ame         |              | Lepisto,                                     | Ryan A.                        |  |  |
| X Applicant claims small entity status. See 37 CFR 1.27   |                      | Group  | Art U       | nit         |              | 2816   |                                |  |  |
| TOTAL AMOUNT OF PAYMENT (\$) 162.00   |                      | New Attorney Docket No. A213 1010.1                |             |             |              |  |                                |  |  |
| METHOD OF PAYMENT (check all that apply)  |                      |  |             | FEE         | CALCU        | LATION (co                                   | ntinued)                       |  |  |
| Check Condit Money Other Mone    X   Deposit Account  | 3. 4                 | ודומסג   | DNAL        | FEE8        | •            |  |                                |  |  |
| Degasit   | Larg                 | e Entity   |             | Entity      | _            |  |                                |  |  |
| Account 09-0528   | Fee<br>Code          | Fee<br>(\$)  | Fee<br>Code | F00<br>(\$) | •            | Fee Desc                                     | ription                        | Fee Paid   |  |
| Deposit   |                      | • • •  | ŀ           |             |              |  | <b></b>                        | 10012  |  |
| Account Name Wombie Cartyle Sandridge & Rice  | 1051                 | 130  | 2051        | 65          | -            | - late filing fa                             |                                | <b> </b>   |  |
| The Commissioner is hereby authorized to: (check oil that apply)  | 1052                 | 50   | 2052        | 25          | sheet.       | – iaza provisk                               | onál filing fód ór covér       |  |  |
| X Charge fee(s) indicated below X Credit any overpayments   | 1053                 | 130  | 1053        | 130         | -            | sh epecificatio                              |                                |  |  |
| Charge only additional fee(s) during the pendency of this application   | 1812                 | 2,520  | 1812        | 2,520       | _            |  | notion/marcon chac             |  |  |
| Charge (ee(a) indicated below, except for the filing fee  | 1804                 | 920*   | 1804        | 820*        | Examinor     | g publication o<br>action<br>a publication o |                                | <u> </u>   |  |
| to the above-identified deposit account.  | 1805                 | 1,840"   | 1805        | 1,840*      | Examiner     |  | a sire andi                    |  |  |
| FEE CALCULATION   | 1251                 | 110  | 2251        | 55          |              | for reply within                             |                                | <u> </u>   |  |
| 1. BASIC FILING FEE   | 1252                 | 430  | 2252        | 215         |              | • •  | n second month                 |  |  |
| Large Entity Small Entity Fee   | 1253                 | 980  | 2253        | 490         |              | for reply within                             |                                | <del></del>                                      |  |
| Code (\$) Code (\$)   | 1264                 | 1,630  | 2264        | 765         |              |  | n fourth month                 |  |  |
| 1001 790 2001 395 Utility filing foo  | 1265                 | 2080   | 2256        | 1040        |              | for raply within                             | n fillh morth                  | <u> </u>   |  |
| 1002 350 2002 175 Deelgn fläng fee  | 1401<br>1402         | 340<br>340   | 2401        | 170<br>170  | Notice of A  | Appeal<br>lef in support c                   | of on paperal                  | $\vdash$   |  |
| 1003 560 2003 275 Plant filing fee  | 1402                 | 300  | 2403        | 150         |              | or orei hearing                              |                                | -  |  |
| 1005 160 2005 80 Provisional filing fee   | 1461                 | 1,510  | 1451        | 1,510       | -            | _  | viic use proceeding            | <del>                                     </del> |  |
|   | 1452                 | 110  | 2452        | 55          |              | revive - unav                                |                                |  |  |
| SUBTOTAL (1) (8)  | 1463                 | 1,370  | 2453        | 685         | Petition to  | revive - uninte                              | entional .                     |  |  |
| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE   | 1501                 | 1,970  | 2501        | . 685       | Utility lasu | e fee (or relaai                             | ue)                            |  |  |
| Extra Pen from Claims below Foe Paid  | 1502                 | 490  | 2602        | 245         | Design las   | ue fee                                       |                                |  |  |
| Total Claims 62 -44 ** = 18 x 9 = 162.00  | 1503                 | 830  | 2503        | 330         | Plant Issue  | o foo  | ,                              |  |  |
| Independent 4 - 5** = 0 x = 0   | 1460                 | 130  | 1460        | 130         | Petitions to | the Commiss                                  | sjoner                         |  |  |
| Multiple Dependent =  | 1807                 | 50   | 1807        | 60          | Processing   | a fee under 37                               | CFR 1.17(q)                    |  |  |
| Large Entity Small Entity   | 1806                 | 180  | 1806        | 180         | Submissio    | n of Informatic                              | on Disclosure Strnt            |  |  |
| Fee Fee Fee Fee Code (5) Code (5)   | 8021                 | 40   | 8021        | 40          |              | each patent a<br>imes number                 | ssignment per<br>of omnerties) |  |  |
| 1202 18 2202 9 Ctoims in excess of 20   | 1809                 | 790  | 2809        | 395         |              | tella rolasimo                               | finel rejection                |  |  |
| 1201   88   2201   44   Independent claims in excess of 3   1203   300   2203   150   Multiple dependent claim, if not paid | 1810                 | 790  | 2810        | 385         | For each a   | additional Inver<br>(S7CFR 1.129             |                                |  |  |
| 1204 88 2204 44 ** Releave Independent claims   | 1801                 | 790  | 2801        | 395         |              |  | mineton (RCE)                  |  |  |
| over original patient 1205 18 2205 9 ** Release dialms in excess of 20  | 1802                 | 800  | 1802        | 900         |              | or expedited at                              | commetten                      |  |  |
| 1205 18 2205 9 ** Release claims in excess of 20 and over original petent   | Other                | Other fee (apacity)                                |             |             |              |  |                                |  |  |
| SUBTOTAL (2) (5) 162.00   | *Red                 | *Reduced by Basic Piling Fee Pald SUBTOTAL (3) (5) |             |             |              |  |                                |  |  |
| **or number previously paid, if groeter, For Roissues, see above  |                      |  |             |             |              |  |                                |  |  |
| SUBMITTED BY  | 'Dést-               | lander P   |             |             |              | Complete                                     | V epplicable)                  |  |  |
| Name (Print/Type) Nanda K. Alapati  |                      | iretion M<br>by/Agent                              |             | 9,893       | <u> </u>     | Telephone                                    | 703-394-2216                   |  |  |
| Signature Thank the telepast  |                      |  |             |             | Dete         | October 20, 2004                             |                                |  |  |

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